

United States Government
NATIONAL LABOR RELATIONS BOARD

Region 19

2948 Jackson Federal Building
915 Second Avenue
Seattle, Washington 98174-1078

Telephone: (206) 220-6300
Facsimile: (206) 220-6305
Agency Web Site: www.nlrb.gov

November 26, 2003

Mr. David Mulneaux
13441 Venus Way
Anchorage, AK 99515

Re: Chenega Power, LLC
Case 19-RD-3593

Dear Mr. Mulneaux:

The above-captioned case, petitioning for an investigation and determination of representatives under Section 9(c) of the National Labor Relations Act has been carefully investigated and considered. As a result of the investigation, I find that further proceedings are unwarranted. The investigation disclosed that the collective bargaining agreement between the Employer and the Union was executed on September 5, 2003. Since the above petition was filed on September 25, 2003, the collective bargaining agreement constitutes a contract bar to the petition. Accordingly, I am dismissing the petition in this matter.

Pursuant to the National Labor Relations Board's Rules and Regulations, any party may obtain a review of this action by filing a request therefor with the National Labor Relations Board, addressed to the Executive Secretary, National Labor Relations Board, 1099 - 14th Street N.W., Washington, D.C. 20570. A copy of the request for review must be served on each of the other parties to the proceeding, as well as on the undersigned. This request for review must contain a complete statement setting forth the facts and reasons upon which it is based. The request for review (eight copies) must be received by the Executive Secretary of the Board by the close of business at 5:00 p.m. ET on December 8, 2003. The appeal may not be filed by facsimile transmission. Upon good cause shown, however, the Board may grant special permission for a longer period within which to file. Any request for extension of time must be submitted to the Executive Secretary in Washington, D.C., and a copy of any such request for extension of time should be submitted to this Office and to each of the other parties to this proceeding. If you mail the request for review, it should be postmarked no later than one day before the due date set forth above.

The request for review and any request for extension of time must include a statement that a copy has been served on this Office and on each of the other parties to this proceeding and in the same or a faster manner as that utilized in filing the request with the Board. When filing with the Board is accomplished by personal service, however, the other parties shall be promptly notified of such action by telephone, followed by service of a copy by mail or telegraph.

Sincerely,

/s/ Richard L. Ahearn

Richard L. Ahearn
Regional Director

cc: National Labor Relations Board, Attention: Executive Secretary, 1099 - 14th Street N.W., Washington, D.C. 20570
Chenega Power, LLC, Joe Perea, Plant Mgr., 4000 Old Seward Hwy, Site 101, Anchorage, AK 99503
Littler Mendelson, Cameron S. Pierce, Attorney, 3348 Peachtree Road N.E., Suite 1100, Atlanta, GA 30326
IBEW Local 1547, Daniel Reposky, Bus. Rep., 3333 Denali St., Anchorage, AK 99503

